

Express Mail No.: EM 202 008 152 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Ullrich, A. *et al.*

Serial No.: 08/426,509

Group Art Unit: 1812

Filed: April 21, 1995

Examiner: Sally Teng

For: NOVEL MEGAKARYOCYTIC  
PROTEIN TYROSINE KINASES

Attorney Docket No.: 7683-074

**SECOND INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references coming to the attention of Applicants or attorneys or agents for Applicants which are or may be material to the examination of the subject application, Attorneys for Applicants hereby invite the Examiner's attention to the reference listed on the accompanying revised PTO Form 1449 entitled "Second List of References Cited."

Identification of references listed on PTO Form 1449 is not to be construed as an admission of Applicants or attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art". As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited." The right is reserved to antedate any item in accordance with standard procedure.

This submission is understood to complement the results of the Examiner's own independent search. The submission should not be construed as a representation that a

search was made, or that the cited items are inclusive of all the relevant and material citations that may be available publicly.

Figure 2 of Reference BR discloses a partial cDNA and corresponding peptide sequence that is homologous to a portion of the MKK1 cDNA and peptide sequence. Applicants respectfully request that the Examiner review this reference and that it be made of record in the file history of the above-captioned application.

Applicants believe that the fee required with submission of the enclosed references is approximately \$230. Please charge the required fee to Pennie & Edmonds Deposit Account No. 16-1150. A copy of this sheet is provided.

Date: July 2, 1997

Respectfully submitted,

*Patricia Fowler P-40,611*  
*for Laura A. Coruzzi 30,742*  
Laura A. Coruzzi (Reg. No.)

**PENNIE & EDMONDS**

1155 Avenue of the Americas  
New York, NY 10036-2711  
(212) 790-9090

Enclosures